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3 **UNITED STATES DISTRICT COURT**

4 **DISTRICT OF NEVADA**

5 BARTELL RANCH LLC, et al.,

6
7 Plaintiffs,

8 v.

9 ESTER M. MCCULLOUGH, et al.,

10 Defendants,

11 and

12 LITHIUM NEVADA CORPORATION,

13
14 Intervenor-Defendant

Case No.: 3:21-cv-80-MMD-CLB
(LEAD CASE)

**STIPULATION FOR EXTENSION OF
BRIEFING SCHEDULE FOR
EMERGENCY MOTION FOR
INJUNCTION PENDING APPEAL [AND
PROPOSED ORDER]
(First Request)**

15 The parties to the above-captioned matter hereby stipulate to extend time for briefing on
16 the Emergency Motions for Injunction Pending Appeal, filed by Environmental Plaintiffs, Bartell
17 Ranch, and the Burns Paiute Tribe. Federal Defendants' and Defendant-Intervenor's Responses to
18 Environmental Plaintiffs' motion are presently due today, February 22, 2023, under the Court's
19 minute order entered February 21, 2023, and Environmental Plaintiffs' Reply is due by 4pm on
20 February 23, 2023.

21
22 If the Court approves the parties' proposed schedule herein, Lithium Nevada will commit
23 to delaying its construction schedule and commencement of ground disturbance under the January
24 15, 2021 Record of Decision at issue in this case until March 6th. The parties understand and
25 agree that this commitment does not cover any work that is ongoing or remains to be completed
26 under any prior authorizations that are not before this Court.

27
28 The parties propose that Federal Defendants' and Defendant-Intervenor's Responses to
Environmental Plaintiffs' Motion for Emergency Injunction Pending Appeal will be filed by 4pm

PST on February 27, 2023. Federal Defendants and Defendant Intervenors' Responses to Bartell Ranch's and Burns Paiute Tribe's motions will be filed by 12:00 pm PST on February 28, 2023. Environmental Plaintiffs, Bartell Ranch, and the Burns Paiute Tribe will file their replies by 4pm PST on March 2, 2023.

Respectfully submitted February 22, 2023.

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CHIEF U.S. DISTRICT JUDGE MIRANDA M. DU